



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

IN THE MATTER OF ALLEGED
VIOLATIONS OF THE
UNDERGROUND FACILITY
PROTECTION ACT,
N.J.S.A. 48:2-73 et seq.) DIVISION OF RELIABILITY AND
) SECURITY
) ORDER ACCEPTING SETTLEMENTS
) DOCKET NOS. AS04101150K-
) CS04101345K
)
)

(see attached Appendix)

BY THE BOARD:¹

The Board of Public Utilities ("Board") has jurisdiction to oversee and enforce the provisions of the Underground Facility Protection Act ("the Act") pursuant to the provisions set forth in N.J.S.A. 48:2-73 et seq. The primary purpose of the Act is to establish the One-Call Damage Prevention System for the protection of underground facilities that are used for the conveyance of water, forced sewage, telecommunications, cable television, electricity, oil, petroleum products, gas, optical signals, traffic control, or for the transportation of a hazardous liquid. In declaring its findings and the purpose of the Act, the Legislature stated, in pertinent part:

[T]hat damage to underground facilities caused by excavation and the discharge of explosives poses a significant risk to the public safety; that such damage to underground natural gas facilities poses a substantial risk to the public safety; and that the implementation of a comprehensive One-Call Damage Prevention System can substantially reduce the frequency of damage caused by these activities.

The Legislature therefore determines that it is in the public interest for the State to require all operators of underground facilities to participate in a One-Call Damage Prevention System and to require all excavators to notify the One-Call Damage Prevention System prior to excavation or demolition. N.J.S.A. 48:2-74.

The Act defines "excavator" as "any person performing excavation or demolition," while the term "operator" is defined as "a person owning or operating, or controlling the operation of, an underground facility . . ." N.J.S.A. 48:2-75. The One-Call Damage Prevention System ("the System") coordinates communication and responsive action between these two groups of persons. N.J.S.A. 48:2-80, -82.

¹ Commissioner Jack Alter did not participate in the deliberation of or vote on this matter.

The Act subjects violators of its provisions to civil penalties of not less than \$1,000 and not more than \$2,500 per violation per day. N.J.S.A. 48:2-88. In addition, the violator may be assessed the cost of any Board investigation, inspection or monitoring survey which leads to the establishment of a violation and for the reasonable costs of preparing and litigating the matter. N.J.S.A. 48:2-86(b)(2).

Following reports of failure to call the System prior to commencing excavation or demolition activities, failure to hand dig and locate facilities, failure to use reasonable care, or reports of failure to mark out underground facilities or properly mark them, Board staff contacted the entities listed on the Appendix and informed them of the date and location of the alleged violations, also listed on the Appendix.

In an attempt to resolve these matters, each excavator or operator has submitted an Offer of Settlement to the Board for its consideration, the dollar amount of each being given on the Appendix. After consideration of these matters, the Board HEREBY ACCEPTS these offers of settlement in full settlement of the above referenced alleged violations of the Act.

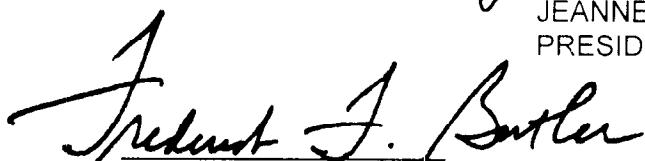
By acceptance of the various Offers of Settlement and the timely payment thereof, the Excavator or Operator has waived any rights to a hearing and the Board has waived any rights to bring an action for civil penalties as permitted by the Underground Facility Protection Act in connection with the above referenced alleged violations of the Act. It must also be noted that the acceptance of the Offers of Settlement are for settlement purposes only and apply strictly to the specific incidents set out in the Appendix. This acceptance is without prejudice as to the position of the State of New Jersey or any agency or subdivision thereof if other violations are present, now or in the future.

NO FURTHER ACTION BY THE RESPONDENTS IS REQUIRED

DATED: 12/2/04

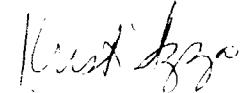
BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


CONNIE O. HUGHES
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities

DKT. NOS. AS04101150K-CS04101345K

Appendix Page 1

BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation	
AS04101150K	OC#2-01	*Kemsco Equipment Co.	2/2/01	Gateway I Market St. Newark	\$1,000	3/28/01		
GS04101151K	OC#3-01	*Elizabethtown Gas	2/2/01	455 Crawford Terrace Union	\$1,000	2/22/01	Did Not Properly Mark Out	
GS04101152K	OC#4-01	*South Jersey Gas	2/3/01	112 N. 3rd Street Hamonton	\$1,000	3/12/01	Did Not Properly Mark Out	
GS04101153K	OC#5-01	*South Jersey Gas	2/14/01	10 Harry's Court, Upper Township	\$1,000	3/12/02	Did Not Properly Mark Out	
ES04101154K	OC#6-01	*Conectiv	2/14/01	10 Harry's Court, Upper Township	\$1,000	3/6/01	Did Not Properly Mark Out	
TS04101155K	OC#7-01	*Verizon	2/14/01	10 Harry's Court, Upper Township	\$1,000	6/13/01	Did Not Properly Mark Out	
TS04101156K	OC#10-01			Broad St. between Pioneer & Eminent St. Newark	\$3,000	3/23/01	Facilities not marked in accordance w/ standards	
AS04101157K	OC#12-01			Rt. 1&9 near Transformer 321676 btw Home Depot & Checkers Res. Linden	\$2,000	3/14/01	Excavated outside scope of Mark	
AS04101158K	OC#13-01			US Rt. 1 Pleasant St. Near Mopsick Ave., Linden	\$1,000	3/15/01	Expired ticket	
WS04101159K	OC#14-01	*United Water	Baville Landscaping	1/21/00	2 Ladik Place, Montvale	\$2,000	3/23/01	No Mark
ES404101160K	OC#18-01	*PSF&G		3/8/01	4130 Quakerbridge Rd. Lawrenceville	\$2,000	4/24/01	No Mark
WS04101161K	OC#19-01	*Elizabethtown		2/17/01	4130 Quakerbridge Rd., Lawrenceville	\$1,000	3/23/01	Did Not Properly Mark Out
AS04101162K	OC#22-01	*Mr. Rooter Plumbing		2/3/01	24 Longview Dr., Colts Neck	\$1,000	5/24/01	No Call
GS04101163K	OC#23-01	*Williams Gas Pipeline		3/9/01	Brown St. Btw. Somerset & Francis St.	\$8,000	6/13/01	No Mark
TS04101164K	OC#24-01	*Verizon		3/14/01	521 Buck Rd. near Lawrence Corner	\$3,000	4/20/01	Did Not Properly Mark Out
GS04101165K	OC#25-01	*South Jersey Gas		3/27/01	521 Buck Rd. near Lawrence Corner	\$3,000	5/1/01	Did Not Properly Mark Out

*Alleged Violator

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BPU	One Call Docket No.	Docket No.	Operator	Excavator	Date	L-location	Penalty Received	Type of Violation
ES04101166K	OC#26-01	*Connectiv			3/27/01	521 Buck Rd., near Lawrence Corner	\$3,000	4/18/01 Did Not Properly Mark Out
GS4101167K	OC#30-01	*New Jersey Natural Gas			3/30, 31,- 4/1, 2/01	32 Sherwood Circle near Windsor Drive Little Silver	\$1,000	4/24/01 No Mark
ES04101168K	OC#31-00	*GPU Energy			3/23/01	23 W. Squan Rd., Millstone	\$1,000	4/27/01 Did Not Properly Mark Out
ES04101169K	OC#32-01	*Public Service Electric & Gas			3/21- 3/26/01 4/6/01	349 Redmond Rd., South Orange 538 Goshen Rd., near Rt. 47, Middle Twp.	\$3,000 \$6,000	4/20/01 Did Not Properly Mark Out 6/13/01 Did Not Properly Mark Out
GS04101170K	OC#34-01	*South Jersey Gas			4/6/01	538 Goshen Rd., near Rt. 47, Middle Twp.	\$6,000	5/1/01 Did Not Properly Mark Out
TS04101171K	OC#35-04	*Verizon			4/6/01	538 Goshen Rd., near Rt. 47, Middle Twp.	\$6,000	4/20/01 Did Not Properly Mark Out
ES04101172K	OC#36-01	*Connectiv			4/6/01	538 Goshen Rd., near Rt. 47, Middle Twp.	\$6,000	5/1/01 Did Not Properly Mark Out
GS04101173K	OC#37-01	*South Jersey Gas			3/14- 3/29/01 4/2/01	599 N. Valley Ave. near Oak Rd., Vineland 931 Farmdale Dr., near Seashore Rd. W. Cape May	\$6,000 \$1,000	4/20/01 Did Not Properly Mark Out 6/13/01 Did Not Properly Mark Out
GS04101174K	OC#38-01	*South Jersey Gas			4/2/01	931 Farmdale Drive near Seashore Rd. W. Cape May	\$1,000	4/20/01 Did Not Properly Mark Out
TS04101175K	OC#39-01	*Verizon			4/2/01	931 Farmdale Drive near Seashore Rd. W. Cape May	\$1,000	5/1/01 No Call
ES04101176K	OC#40-01	*Connectiv			4/2/01	931 Farmdale Drive near Seashore Rd. W. Cape May	\$1,000	4/9/01 No Call
TS04101177K	OC#44-01	*Verizon			4/6,7,8,9/01	19 Meadowview Terrace, Ringwood	\$1,000	6/18/01 Improper Markout
AS04101178K	OC#66-00	*Verizon			6/27/00	42 Somerset Place, Matawan	\$1,000	11/9/01 No Mark
ES04101179K	OC#46-01	*Jersey Central Power & Light			4/3/01	1250 Livingston Rd., Bedminster	\$1,000	6/13/01 Did Not Properly Mark Out
GS04101180K	OC#47-01	*South Jersey Gas			4/7/01	325 New Castle Lane, Logan	\$1,000	5/4/01 Did Not Properly Mark Out
ES04101181K	OC#48-01	*Connectiv			4/7/01	325 New Castle Lane, Logan	\$1,000	5/4/01 Did Not Properly Mark Out
ES04101182K	OC#49-01	*Public Service Electric & Gas			4/9/01	101 Campbell Rd., Bernardsville	\$1,000	5/1/01 Did Not Properly Mark Out
ES04101183K	OC#50-01	*Jersey Central Power & Light			3/29/01	Grossweiler Lane	\$1,000	6/4/01 Did Not Properly Mark Out
ES04101184K	OC#52-01	*Connectiv			5/3/01	Sayerville	\$1,000	8/8/01 Did Not Properly Mark Out
TS04101185K	OC#53-01	*Verizon			5/3/01	1086 Rt. 47 South	\$1,000	6/13/01 Did Not Properly Mark Out
GS04101186K	OC#54-01	*South Jersey Gas			5/7/01	1086 Rt. 47 South	\$1,000	8/8/01 Did Not Properly Mark Out

*Alleged Violator

Appendix Page 3

BPU	One Call	Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
TS04101187K	OC#55-01	*Verizon			5/7/01	8 Chaucer Ct. West Winsor	\$1,000	6/15/01	Mark out three days late
ES04101188K	OC#56-01	*Jersey Central Power & Light			5/7/01	8 Chaucer Ct., West Winsor	\$1,000	6/18/01	Mark out three days late
TS04101189K	OC#57-01	*Verizon			5/16/01	11 Constitution Avenue Piscataway	\$1,000	6/5/01	No Mark Out
AS04101191K	OC#59-01			*Shel Ron Plumbing	5/18/01	215 Independence Way, Marlboro	\$1,000	5/31/01	No Call
ES04101192K	OC#60-01	*Jersey Central Power & Light			4/24- 4/27/01	34-35 Concord Lane, Montee	\$2,000	5/31/01	Did Not Properly Mark Out
ES04101193K	OC#61-01	*Jersey Central Power & Light			4/30-5/7/01	51 Ivy Hill Road Lakewood	\$2,000	8/10/01	Did Not Properly Mark Out
ES04101194K	OC#62-01	*Public Service Electric & Gas			5/12- 5/16/01	Crane Place Spotswood	\$4,000	5/22/01	No Mark
GS04101195K	OC#63-01	*South Jersey Gas			5/9/01	522 Highland Terrace, Pittman	\$1,000	6/14/01	Did Not Properly Mark Out
GS04101196K	OC#64-01	*New Jersey Natural Gas			5/12/01	Crane Place Spotswood	\$1,000	6/29/01	Did Not Notify the Excavator within three days that no gas facilities were at location
ES04101197K	OC#68-01	*Jersey Central Power & Light			5/31-6/7/01	20 Horseshoe Bend Rd., Mendham	\$3,000	8/15/01	Late Markout
GS04101198K	OC#69-01	*New Jersey Natural Gas			6/11/01	Inter. Met'ntock St. & Central Ave Ocean Grove	\$1,500	7/2/01	Dug Outside Work Area
GS04101199K	OC#70-01			*Ilemm's Pump & Well	6/19/01	95 W. Veterans Hwy. Jackson	\$1,000	6/26/01	No Call
GS04101200K	OC#71-01	*New Jersey Natural Gas			6/26/01	56-60	\$1,000	8/1/01	Did Not Properly Mark Out
GS04101201K	OC#72-01	*Public Service Electric & Gas			6/11/01	Cedar Grove Lane, Franklin	\$1,000	9/25/01	Did Not Properly Mark Out
GS04101202K	OC#73-01	*Public Service Electric & Gas			6/8/01	23 Arnold Drive, West Winsor	\$1,000	7/9/01	Did Not Properly Mark Out
ES04101203K	OC#74-01	*Public Service Electric & Gas			6/8/01	23 Arnold Drive, West Winsor	\$1,000	6/24/01	Did Not Properly Mark Out
GS04101204K	OC#75-01	*Public Service Electric & Gas			6/8/01	201 Cypress Lane, Hamilton Twp.	\$1,000	7/9/01	Did Not Properly Mark Out
GS04101205K	OC#76-01	*Public Service Electric & Gas			6/8/01	201 Cypress Lane, Hamilton Twp.	\$1,000	6/1/01	Mark out three days late
GS04101206K	OC#77-01	*Public Service Electric & Gas			6/27/01	17 Mitchell Ave. East Brunswick	\$1,000	8/10/01	Mark out two days late

*Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04101207K	OC#78-01	*Jersey Central Power & Light		6/19/01	507 Whiton Rd., Branchburg	\$1,000	8/8/01	Mark out nine days late
TS04101208K	OC#79-01	*Verizon		7/6/01	46 West Blvd. New Field	\$3,000	8/8/01	Mark out nine days late
GS04101209K	OC#80-01	*South Jersey Gas		7/6/01	46 West Blvd., New Field	\$3,000	7/12/01	Mark out nine days late
ES04101210K	OC#81-01	*Connectiv		7/6/01	46 West Blvd. New Field	\$3,000	8/1/01	Mark out nine days late
TS04101211K	OC#82-01	*Verizon		7/3/01	101 Grant Dr., East Greenwich	\$3,000	8/8/01	Mark out six days late
GS04101212K	OC#83-01	*South Jersey Gas		7/3/01	101 Grant Dr., Greenwich	\$3,000	8/13/01	Mark out six days late
ES04101213K	OC#84-01	*Connectiv		7/3/01	101 Grant Drive East Greenwich	\$3,000	8/1/01	Mark out six days late
TS04101214K	OC#85-01	*Verizon		7/5/01	328 Whig Lane Rd., Pilesgrove	\$1,000	11/26/01	Mark out two days late
ES04101215K	OC#87-01	*Connectiv		7/5/01	328 Whig Lane Rd., Pilesgrove	\$1,000	7/23/01	Mark out two days late
GS04101216K	OC#89-01	*South Jersey Gas		7/6/01	933 Magnolia St. Salem	\$1,000	8/2/01	Mark out three days late
ES04101217K	OC#90-01	*Connectiv		7/6/01	933 Magnolia St. Salem	\$1,000	8/1/01	Mark out three days late
ES04101218K	OC#93-01	*Connectiv		7/6/01	5 Boto Otto Dr. East Greenwich	\$1,000	7/23/01	Mark out one day late
GS04101219K	OC#92-01	*South Jersey Gas		7/6/01	5 Boto Otto Drive East Greenwich	\$1,000	7/19/01	Mark out one day late
ES04101220K	OC#94-01	*Jersey Central Power & Light		7/11/01	Old Timber Trail, Boonton Twp.	\$5,000	4/26/01	Mark out 3 days late
GS04101221K	OC#96-01	*Elizabethtown Gas		6/29/01	22 West Broad St. Hopewell Boro	\$1,000	8/11/01	Mark out 1 day late

* Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
ES04101222K	OC#104-01	*Public Service Electric & Gas		9/5/01	28 Yale Ave., Irvington	\$2,000	9/17/01 No Call
AS04101223K	OC#100-01	*Pinewood Construction		8/24/01	2815 Park Avenue South Plainfield	\$1,000	10/5/01 No Call
AS04101224K	OC#106-01	*Williams Gas Pipeline		9/13/01	36 Appleby Lane East Brunswick	\$2,000	1/25/01 No Mark
ES04101225K	OC#107-01	*Public Service Electric & Gas		9/13/01	36 Appleby Lane East Brunswick	\$2,000	10/25/01 No Mark
GS04101226K	OC#110-02	*New Jersey Natural Gas		9/23/01	16-2 nd Avenue Seaside Park	\$3,000	2/19/04 Did Not Properly Mark Out
GS04101227K	OC#128-01	*New Jersey Natural Gas		10/27-10/30/01	819 Brow Drive Colts Neck	\$1,000	10/30/01 Did Not Properly Mark Out
ES04101228K	OC#118-01	*Jersey Central Power & Light	* Anchor Fence	10/5/01-10/8/01	915 Tuneshbrook Drive, Dover	\$2,000	10/31/01 Improper Markout
AS04101229K	OC#119-01				Mountain View Blvd., Wayne	\$2,000	1/28/01 No Call
AS04101230K	OC#131-01	*Buckeye Pipeline		10/2-10/23/01	North Avenue, Elizabeth	\$1,000	2/5/01 No Mark
GS04101231K	OC#135-01	*Elizabethtown Gas		12/6/01	783 Old Raritan Rd., Edison	\$1,000	1/14/02 No Mark
AS04101232K	OC#137-01	*Craig Test Boring Co.		12/12/01	Water Front Blvd. W. Woodshore Centre, Old Bridge	\$1,000	1/9/02 Early Dig
AS04101233K	OC#219-01	*So-Deep, Inc.		1/4/01	Rt. 21 & Market St., Newark	\$1,000	1/23/01 Did not start excavating within three to ten days
GS04101234K	OC#220-01	*South Jersey Gas		1/16/00	Ocean Heights Ave. /Zion Rd. Egg Harbor Twp.	\$1,000	4/17/01 No Mark
TS04101235	OC#222-01	*Verizon		1/16/00	Ocean Heights Ave. /Zion Rd. Egg Harbor Twp.	\$1,000	6/13/01 No Mark
ES04101236K	OC#1-02	*Public Service Electric & Gas		12/28/01	110 Main St. Moorestown	\$1,000	1/15/02 Did Not Properly Mark Out
AS04101237K	OC#2-02	*Don Bockoven, Jr. Inc.		1/2/02	51-53 Grove Street	\$1,000	2/12/02 Late start/Expired ticket

* Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
GS04101238K	OC#3-02	*New Jersey Natural Gas		1/4/02	\$ Paag Circle, Little Silver	\$1,000	1/28/02 Did Not Properly Mark Out
ES04101239K	OC#4-02	*Jersey Central Power & Light		1/8-1/9/01	12 Horseshoe Dr. Millstone	\$1,000	1/25/02 Did Not Properly Mark Out
AS04101240K	OC#95-01		*Stone Gate Gardens	7/12/01	190 Rockman Rd. Closter	\$1,000	8/22/01 No Mark
TS04101241K	OC#88-01	*Verizon		7/6/01	933 Magnolia St. Salem	\$1,000	8/8/01 Mark out three days late
GS04101242K	OC#86-01	*South Jersey Gas		7/5/01	328 Whig Lane Rd. Pilesgrove	\$1,000	8/2/01 Mark out two days late
ES04101243K	OC#120-01		*Scarpa Electric	10/10/01	Nawakwa Blvd.	\$1,000	1/13/01 No Call
TS04101244K	OC#91-01	*Verizon		7/6/01	5 Roto Otto Dr., East Greenwich	\$1,000	8/12/01 Mark out 1 day late
AS04101245K	OC#109-01		*ViaSource	9/23/01	3234 Mystic Port, Toms River	\$1,000	10/18/01 No Call
AS04101246K	OC#115-01		*Feeley Landscaping	10/4/01	Blue Mill Road	\$1,000	11/26/01 False Emergency
AS04101247K	OC#117-01		*E.E. Cruz, Co. Inc.	10/5/01	Rt. 1&9N, btw.Rt. 9 & Rt. 35 approx. 75' behind e. curb	\$1,000	12/3/01 Dug outside ticket scope
ES04101248K	OC#221-01	*Connectiv		11/16/01	Ocean Heights Ave. /Zion Rd. Egg Harbor Twp. Iowa Ave/Reed Ave. Egg Harbor	\$1,000	2/1/01 No Mark
ES04101250K	OC#98-02	*Public Service Electric & Gas		9/16-9/20/02	Lyle King St., Elizabeth	\$5,000	11/5/02 Did Not Properly Mark Out
ES0410231K	OC#97-02	Public Service Electric & Gas		9/12/02	Tonnelle Ave., btw. 29th St. Amtrak bridge, North Bergen	\$6,000	11/1/02 Did Not Properly Mark Out
ES04101252K	OC#219-00	*Jersey Central Power & Light		10/19/00	294 Millstone Rd., Millstone	\$1,000	4/24/01 Did Not Properly Mark Out
ES04101253K	OC#128-00	*Jersey Central Power & Light		10/19/00	1 & 3 Wenrock Rd., Ocean Twp.	\$1,000	11/6/00 Did Not Properly Mark Out
ES04101254K	OC#210-00	*Jersey Central Power & Light		11/14/00	3000 Essex Rd., Linton Falls	\$1,000	12/27/00 Did Not Properly Mark Out
ES04101255K	OC#211-00	*Jersey Central Power & Light		11/16/00	131-171 Farm Rd., Freehold Twp.	\$1,000	12/15/00 Did Not Properly Mark Out

*Alleged Violator

BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
ES04101256K	OC#212-00	*Jersey Central Power & Light		11/13-11/14/00	306 Candace Lane, Plumsted	\$2,000	12/27/00 Did Not Properly Mark Out
GS04101257K	OC#213-00	New Jersey Natural Gas		11/15/00	191 Highway 9 Marlboro	\$1,000	1/10/01 Did Not Properly Mark Out
GS04101258K	OC#216-00	*South Jersey Gas		12/3/00	2921 Eagles Ct., Vineland	\$1,000	2/27/01 Did Not Properly Mark Out
TS04101259K	OC#127-00	*Verizon		12/3/00	2921 Eagles Ct., Vineland	\$1,000	2/27/01 Did Not Properly Mark Out
ES04101260K	OC#208-00	*Jersey Central Power & Light		10/30/00	108 Monmouth R. West Long Branch	\$1,000	4/25/01 Did Not Properly Mark Out
TS04101261K	OC#197-00	*Verizon		10/18-30/00	Pedrick Avenue, Monroe Twp. Gloucester City.	\$5,000	3/15/01 Did Not Properly Mark Out
ES04101262K	OC#198-00	*Connectiv		10/18-30/00	Pedrick Ave., Monroe Twp. Gloucester City.	\$5,000	11/3/00 Did Not Properly Mark Out
GS04101263K	OC#199-00	*South Jersey Gas		10/18-30/00	Pedrick Ave., Monroe Twp. Gloucester City.	\$5,000	2/15/01 Did Not Properly Mark Out
AS04101264K	OC#201-00	J. Fletcher Cramer & Son, Inc.		10/24/00	Johnson Rd., New Brunswick	\$1,000	1/12/100 Emergency Requested No Emergency existed
ES04101265K	OC#202-00	*Public Service Electric & Gas		11/2/00	78 New Brooklyn Rd, Edison	\$2,500	12/5/00 No Mark
WS04101266K	OC#203-00	*Elizabethtown Water		10/19/00	46 B Greenbrook Rd., Greenbrook	\$1,000	11/29/00 Did Not Properly Mark Out
GS04101267K	OC#204-00	*Public Service Electric & Gas		11/9-11/13/00	Ridings Parkway	\$5,000	1/23/01 No Mark
ES04101268K	OC#205-00	*Public Service Electric & Gas		11/9-11/13/00	Ridings Parkway	\$5,000	1/23/01 No Mark
GS04101269K	OC#206-00	*Public Service Electric & Gas		11/9-11/13/00	English Lane, Franklin	\$5,000	1/29/01 No Mark
ES04101270K	OC#207-00	*Public Service Electric & Gas		11/9-11/13/00	English Lane, Franklin	\$5,000	1/23/01 No Mark
TS04101271K	OC#132-00	*Verizon		10/18/00	15 Staffordshire Rd., Cherry Hill	\$1,000	3/15/01 Did Not Properly Mark Out
TS04101272K	OC#137-00	*Verizon		10/18/00	Springfield Ave., Egg Harbor Twp.	\$1,000	3/15/01 Did Not Properly Mark Out

*Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
GS04101273K	OC#139-00	*Verizon		10/4/00	Campbell Rd., Fairfield	\$1,000	3/16/01 Did Not Properly Mark
ES04101274K	OC#140-00	*Public Service Electric & Gas		10/17/00	Gerome Avenue Fort Lee	\$1,000	12/1/00 Did Not Properly Mark
ES04101275K	OC#141-00	*Public Service Electric & Gas		10/17/00	Center Avenue, Fort Lee	\$1,000	12/1/00 Did Not Properly Mark
TS04101276K	OC#144-00	*Verizon		10/17-	No. Delaware St., Paulsboro	\$1,000	3/15/00 Did Not Properly Mark
ES04101277K	OC#145-00	*Public Service Electric & Gas		10/17/00	Lemoine Ave., Fort Lee	\$1,000	12/1/00 Did Not Properly Mark
GS04101278K	OC#146-00	*Public Service Electric & Gas		10/17/00	777 New Durham Rd., Edison	\$1,000	4/3/01 Did Not Properly Mark
TS04101279K	OC#127-00	*Verizon		10/19/00	1 & 3 Wenrock Rd., Ocean Twp. Millstone	\$1,000	3/15/01 Did Not Properly Mark
TS04101281K	OC#129-00	*Verizon		10/19/00	294 Millstone Rd., Millstone	\$1,000	2/27/01 Did Not Properly Mark
TS04101282K	OC#130-00	*Verizon		9/27/00	4511 W. Brigatine	\$1,000	10/31/00 Did Not Properly Mark
ES04101283K	OC#5-02	*Public Service Electric & Gas		1/5/02	Emerson Dr., Maple Shade	\$1,000	1/30/02 Did Not Properly Mark
GS04101284K	OC#6-02	*Public Service Electric & Gas		1/9- 1/10/02	124 Pheasant Fields Ln., Moorestown	\$1,000	2/25/02 Did Not Properly Mark
WS04101285K	OC#7-02	*Elizabethtown Water		11/18/02	N. Rt. 1, Edison 700 ft. S. Wasko Rd.	\$1,000	6/4/02 No Mark
WS04101286K	OC#8-02	*Elizabethtown Water		1/14/02	Lafayette Rd., Princeton Boro	\$3,000	6/6/02 No Mark
AS04101287K	OC#10-02	*Mikula Excavating		1/9/02	600 Union Blvd. Totowa	\$1,000	2/15/02 No Call
ES04101288K	OC#11-02	*Duke Energy		1/10/02	Rt. 1 Edison, 700 ft. S. Wasko Rd	\$4,000	1/30/02 No Call
ES04101289K	OC#13-02	*J. Ford Electric		1/16- 1/17/02	Rt. 520 Marlboro 500' E. of Conover Rd.	\$1,000	2/13/02 No Call

*Alleged Violator

BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
AS04101290K	OC#14-02		*H. Hanson Inc.	1/28/02	77 Rt. 34, Matawan	\$1,000	3/4/02 Early Dig
WS04101291K	OC#16-02	*Elizabethtown Water		1/17-1/28/02	436 Stelton Rd., Piscataway	\$7,000	3/4/02 Did Not Properly Mark
ES04101292K	OC#17-02	*Jersey Central Power & Light		1/15-1/18/02	Lyster Place, Marlboro	\$4,000	2/27/02 Did Not Properly Mark
ES04101293K	OC#18-02	*Jersey Central Power & Light		1/5-1/18/02	Forest View Dr., Chester Twp.	\$1,000	4/23/02 Did Not Properly Mark
ES04101294K	OC#19-02	*Jersey Central Power & Light		2/6/02	20-26 Chapin Rd., Montville	\$2,000	4/23/02 Did Not Properly Mark
ES04101295K	OC#20-02	*Jersey Central Power & Light		2/15/02	Whippany Rd., Morris	\$1,000	4/23/02 Did Not Properly Mark
ES04101296K	OC#21-02	*Jersey Central Power & Light		2/6-2/12/02	5 Colby Farm Rd., Chester Twp.	\$4,000	4/23/02 Did Not Properly Mark
ES04101297K	OC#22-02	*Jersey Central Power & Light		1/15/02	31 Woodriff Rd., Morris	\$1,000	4/23/02 Did Not Properly Mark
GS04101298K	OC#26-02	*South Jersey Gas		2/27/02	6 Mill Court, Mantua	\$1,000	3/29/02 Did Not Properly Mark
ES04101299K	OC#27-02	*Jersey Central Power & Light		2/8/02	13 North Field Ave., E. Brunswick	\$2,000	6/9/00 Did Not Properly Mark
ES04101300K	OC#30-00	*Jersey Central Power & Light		4/7/00	37 Buffalo Hollow Rd., Branchburg	\$2,000	No Mark
ES04101301K	OC#35-02	*Public Service Electric & Gas		2/6/02	Bartlett Lane Willingboro	\$2,000	3/29/02 Did Not Properly Mark
ES04101302K	OC#36-02	*Public Service Electric & Gas		2/4/02	500 Mowat Circle, Hamilton Twp.	\$5,000	3/25/02 Did Not Properly Mark
GS04101303K	OC#37-02	*New Jersey Natural Gas		3/11-3/13/02	8 Crown Plaza, Hazlet	\$4,000	4/17/02 Did Not Properly Mark
GS04101304K	OC#39-02	*New Jersey Natural Gas		3/7-3/13/02	Cedar Glen, Manchester	\$8,000	3/25/02 Did Not Properly Mark
GS04101305K	OC#42-02	*New Jersey Natural Gas		3/9-3/13/02	Walsh Dr., Manchester	\$6,000	3/25/02 Did Not Properly Mark
WS04101306K	OC#44-02	*United Water NJ		3/12-3/13/02	Edgewater Ave., Ridgefield	\$2,000	3/13/02 Did Not Properly Mark

*Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty Received	Type of Violation
GS04101307K	OC#50-02	*South Jersey Gas		2/26/02	304 East Gibbstoro, Rd. Lindenwold	\$2,000	2/26/02 Did Not Properly Mark
GS04101308K	OC#51-02	*South Jersey Gas		2/26/02	O. Lowell, Lindenwold	\$2,000	2/26/02 Did Not Properly Mark
GS04101309K	OC#53-02	*New Jersey Natural Gas		10/8/01	Avon Lane, Twp. Ocean City	\$3,000	12/11/02 Failure to Report Damaged Facility on Quarterly Report
GS04101310K	OC#54-02	*New Jersey Natural Gas		9/24/01	9 Terry Lane, Wharton	\$3,000	12/11/02 Failure to Report Damaged Facility on Quarterly Report
GS04101311K	OC#60-02	*New Jersey Natural Gas		8/30/01	16 Blossom Ave., Marlboro	\$3,000	12/11/02 Failure to Report Damaged Facility on Quarterly Report
WS04101312K	OC#62-02	*Thermo Plumbing Sewer & Water Inc.		4/18/02	Gatner Rd., Rt. 46 West	\$2,000	5/28/02 No Call
AS04101313K	OC#64-02	*Robert Farley & Sons		5/10/02	38 Irondale Rd., Wharton	\$1,000	6/10/02 No Call
AS04101314K	OC#65-02	*Total Concepts		5/15/02	306 Bayview Dr., Marlboro	\$1,000	9/10/02 No Call
GS04101315K	OC#67-02	*New Jersey Natural Gas		3/19/02	1131 Jennifer Ln., Beach Haven West	\$3,000	12/11/02 Failure to Report Damaged Facility on Quarterly Report
AS04101316K	OC#68-02	*Don Siegel Construction		5/29/02	Rt. 79 Matawan Boro Minisink Mall	\$1,000	6/12/02 No Call
ES04101317K	OC#69-02	*Public Service Electric & Gas		5/31- 6/6/02	Milltown Rd., Milltown	\$2,000	6/28/02 Did Not Properly Mark
ES04101318K	OC#70-02	*Public Service Electric & Gas		5/31- 5/16/02	Milltown Rd., Milltown	\$2,000	6/28/02 Did Not Properly Mark
ES04101319K	OC#71-02	*Public Service Electric & Gas		6/6/02	203 Maplewood Ave., Maplewood	\$2,000	9/24/02 Did Not Properly Mark
AS04101320K	OC#74-02	*Henkels & McCoy		5/18/02	Cedar Lane Access Rd., Springfield Twp. Burlington Cnty.	\$2,000	7/24/02 No Call

*Alleged Violator

BPU	One Call Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
	ES04101321K	OC#75-02	*Rockland Electric	6/24-7/10/02	Commerce St., Franklin Lakes	\$14,000	8/12/02	Did Not Properly Mark
	TS04101322K	OC#77-02	*Verizon	7/22/02	2 Cheddar Place, Franklin	\$1,000	8/21/02	Did Not Properly Mark
	ES04101323K	OC#79-02	*Public Service Electric & Gas	7/19-7/25/02	69 Winchester Way, Franklin	\$2,000	8/20/02	Did Not Properly Mark
	TS04101324K	OC#80-02	*AT&T	7/30/02	Redfield Road, Lakehurst	\$1,000	8/23/02	Did Not Properly Mark
	CS04101325K	OC#81-02	*Comcast	7/24/02	Redfield Road Lakehurst	\$2,000	8/29/02	Did Not Properly Mark
	GS04101326K	OC#82-02	*New Jersey Natural Gas	7/30/02	Redfield Road Lakehurst	\$1,000	9/25/02	Did Not Properly Mark
	CS04101327K	OC#85-02	*Cablevision of Raritan	7/18-7/23/02	861 New Dover Rd., Edison	\$6,000	9/4/02	Did Not Properly Mark
	ES0401328K	OC#88-02	*Public Service Electric & Gas	7/30/02	58 Avenue C Bayonne	\$2,000	9/13/02	No Call
	ES04101329K	OC#89-02	*Public Service Electric & Gas	7/30/02	60 Avenue C Bayonne	\$2,000	9/13/02	No Call
	ES04101330K	OC#90-02	*Public Service Electric & Gas	8/1/02	62 Avenue C Bayonne	\$2,000	9/13/02	No Call
	ES04101331K	OC#91-02	*Public Service Electric & Gas	8/2/02	54 Avenue C Bayonne	\$2,000	9/13/02	No Call
	ES04101332K	OC#92-02	*Public Service Electric & Gas	8/15/02	44 Avenue C & 62 Avenue C Bayonne	\$2,000	11/8/02	Did Not Properly Mark
	CS04101333K	OC#72-02	*Comcast Cable	6/18, 19, 20, 21/02	2558 Tuckahoe Rd., Franklin	\$4,090	7/22/02	Did Not Properly Mark
	ES04101334K	OC#9-02	*Jersey Central Power & Light	1/16/02	Leva Drive, Morris	\$1,000	4/2/02	Did Not Properly Mark
	TS04101335K	OC#93-02	*Verizon	8/16-8/21/02	140 State Highway 17, Paramus	\$1,000	9/11/02	No Mark
	GS04101336K	OC#131-00	*South Jersey Gas	10/18/00	15 Staffordshire Rd., Cherry Hill	\$1,000	11/14/00	Did Not Properly Mark
	ES04101337K	OC#136-00	*Connectiv	10/18/00	Springfield Avenue Egg Harbor Twp.	\$1,000	11/14/00	Did Not Properly Mark

* Alleged Violator

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BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04101338K	OC#143-00	*Connectiv		10/17- 10/18/00	No. Delaware St., Paulsboro	\$1,000	11/14/00	Did Not Properly Mark
ES04101340K	OC#124-00	*Connectiv		10/17/00	813 Canvastack Dr., Harrison, Gloucester Twp.	\$1,000	11/14/00	Did Not Properly Mark
AS04101342K	OC#24-02		*PM Construction Corp.	3/4/02	Inter. of Scott St., & Mulberry St. Newark	\$1,000	3/15/02	No Call
ES04101343K	OC#215-00	*Connectiv		12/3/00	2921 Eagles Ct., Vineyard	\$1,000	1/22/01	Did Not Properly Mark
WS04101344K	OC#45-02	*United Water NJ		2/1-2/6/02	605 Lafayette Ave., Westwood	\$6,000	7/11/02	Did Not Properly Mark
CS04101345K	OC#96-02	*Comcast Cable		7/30/02	Mazda Brook Rd., Parsippany	\$1,000	8/1/02	Late Mark

*Alleged Violator

Service List

Kemscos Equipment Co., Inc.
139 Harper Street
Newark, NJ 07114

South Jersey Gas Company
Sam Pignatelli
One South Jersey Plaza -- Rt. 54
Folsom, NJ 08037

NJ Natural Gas Company
Kevin Moss
1415 Wyckoff Road
PO Box 1464
Wall, NJ 07719

Conectiv Power Delivery
Paula James
5100 Harding Highway
Mays Landing, NJ 08330

Verizon
Sam Caldwell
540 Broad Street
Newark, NJ 07102

Level (3)
75 A1 West 103rd Avenue
West Minster, CO 80021

Pete Herms, President
Gray Supply Corp.
199 Franklin Road
Randolph, NJ 07869

Public Service Electric & Gas Company
Willard Carey
80 Park Plaza Mail Code T14
Newark, NJ 07102

Chris Neal
Solar-Mite Electric
PO Box 356
Fords, NJ 08863

Elizabethtown Gas Company
Mary Patricia Keefe
One Elizabethtown Plaza
PO Box 3175
Union, NJ 07083-1975

Bob Van Ingen
United Water NJ
60 De Voe Place
Hackensack, NJ 07601

Jersey Central Power & Light
Sally Cheong
300 Madison Avenue
Morristown, NJ 07962

Robert Schaefer
Elizabethtown Water
1341 North Avenue
Plainfield, NJ 07062

Mr. Rooter Plumbing
24 Riordan Place
Shrewsbury, NJ 07702

Daniel Schweitzer
Williams Gas Pipelinee - Transco
99 Farbar Road
Princeton, NJ 08540

Shel Ron Plumbing
22 Sugarbush Road
Howell, NJ 07731

Glenn's Pump and Well
466 Route 9
Waretown, NJ 08758

Mike Dalessio, President
Pinewood Construction
103 Cramer Avenue
Greenbrook, NJ 08812

Charles Livingston, VP
Anchor Fence
3071 Rt. 73
PO Box 657
Maple Shade, NJ 08052

Joseph Farrell
Buckeye Pipeline
2650 Marshes Dock Road
PO Box 1310
Linden, NJ 07036

Ben Theis, Division Manager
Craig Test Borings
PO Box 427
Mays Landing, NJ 08330

So-Deep, Inc.
Mark Warden, Contracts
397 Euclid Avenue
Manassas Park, VA 20111

Don Bockoven, Jr., Inc.
117 Oakdale Road
Chester, NJ 07930

Stone Gate Gardens
PO Box 220
Norwood, NJ 07648

Ed Smith, General Manager
Scarpa Electric
58 Garden Road
Wineland, NJ 08360

Joseph Verderosa
ViaSource
1889 Route 9 (Bldg. 7 Unit 26)
Toms River, NJ 08753

Feely Landscaping , Inc.
31 Mountain Road
Basking Ridge, NJ 07920

Tom Johnson, Esq.
E. Cruz Co., Inc.
Cruz Plaza
Holmdel, NJ 07733

J. Fletcher Creamer & Son, Inc.
101 East Broadway
Hackensack, NJ 07601

Mikula Excavating
630 Route 46
Clifton, NJ 07013

501 Cooledge Street
South Plainfield, NJ 07080

3106 Hurley Pond Road
Wall, NJ 07719

TR. TRANSON INC.
PO Box 130
Parlin, NJ 08859

Thermo Plumbing/Sewer & Water Inc.
Martin Leuzzi
16 Little Fall Road
Fairfield, NJ 07004

Mr. Robert Farley
Robert Farley & Sons
7 E. Maple Avenue
Succasonna, NJ 07876

Ken Lerner, Owner
Total Concepts
168 Heyers Mill Road
Colts Neck, NJ 07722

Donald Siegel
Don Siegel Construction
PO Box 180
Manasquan, NJ 08736

Henkels & McCoy
Kevin Wright
PO Box 609
Hainesport, NJ 08038

Rockland Electric
Richard Cunningham
390 West Rt. 59
Spring Valley, NJ 10977

Kristi Izzo, Board Secretary
James Giuliano, Director
Douglas Ziembra, Chief
Rache Boyland, Legal Specialist
2 Gateway Center
Newark, NJ 07102

Department of Law & Public Safety, DOL
Tirza Wahrman
24 Halsey Street, 5th Floor
PO Box 45029
Newark, NJ 07101

AT&T
Bill Fox
17 Cable Drive
Tuckerton, NJ 08087

Comcast of New Jersey
Don Daniels, General Manager
830 Rt. 37 West
Toms River, NJ 08753

Cablevision of Raritan Valley
Scott Thumann, Const. Sup.
275 Centennial Avenue
Piscataway, NJ 07735

Comcast Cable
1846 Northwest Blvd.
Vineland, NJ 08360

PM Construction Corp.
Paul Matos
1200 Columbia Place
Hillside, NJ 07205

Cablevision
257 Prospect Avenue
West Orange, NJ 07052